

Christopher R. Schraff  
cschraff@porterwright.com

Porter Wright  
Morris & Arthur LLP  
41 South High Street  
Suites 2800-3200  
Columbus, Ohio 43215-6194

Direct: 614-227-2097  
Fax: 614-227-2100  
Toll free: 800-533-2794

www.porterwright.com

porter wright

CINCINNATI  
CLEVELAND  
COLUMBUS  
DAYTON  
NAPLES  
WASHINGTON, DC

April 22, 2011

**VIA E-MAIL:** [vargas.noel@epa.gov](mailto:vargas.noel@epa.gov)

U.S. Environmental Protection Agency - Region 5  
Attention: Noel Vargas  
Water Enforcement and Compliance Assurance Branch, WC-15J  
77 West Jackson Boulevard  
Chicago, IL 60604

**RE: American Energy Corporation - Century Mine  
Docket No. V-W-11-308-11**

Dear Mr. Vargas:

This letter is in response to the February 14, 2011 letter from Tinka G. Hyde, Director, Water Division, USEPA Region 5, setting forth a request for information pursuant to Section 308 of the Clean Water Act ("Information Request") directed to American Energy Corporation – Century Mine, Docket No. V-W-11-308-11. Pursuant to the mutual agreement between USEPA and American Energy Corporation ("AEC"), as discussed during our telephone conference on April 21, 2011, this is a partial response to the Information Request.

Accordingly, set for below are AEC's responses to Request Nos. 1, 2, 3, 4, 5A and 5B. While we believe that the responses to Request Nos. 1, 2, 3, 4, 5A and 5B are complete, we reserve the right to supplement these responses in the event we identify additional responsive documents or information. As discussed during our call on April 21, AEC is continuing to collect and prepare information and documents responsive to the remainder of the Information Requests.

**Request No. 1: Identify the full legal name (s) of you or your company. Identify the state of incorporation, the principal place of business and provide the name and mailing address of the registered agent for each state in which the company does business. If there is a parent company, please list the name and address of the parent.**

**Response:**

Full Legal Name: American Energy Corporation  
State of Incorporation: Ohio  
Principal Place of Business: 43521 Mayhugh Hill Road  
Township Highway 58  
Beallsville, Ohio 43716

The company is authorized to do business as a domestic corporation in the State of Ohio. The registered agent for the company in Ohio is as follows: CT Corporation, 1300 East 9<sup>th</sup> Street, Cleveland, Ohio 44114.

All of the capital stock of the company is owned by Murray Energy Corporation.

**Request No. 2:** Provide a list of all mining or related operations owned or operated by your company, including the name, address, and contact information for each.

**Response:** American Energy Corporation ("AEC") operates the Century Mine in Belmont County, Ohio. The Century Mine is an underground mining complex located at 43521 Mayhugh Hill Road, Township Highway 58, Beallsville, Ohio 43716. AEC also operates a coal preparation plant and a truck/unit train loading facility located at 43480 Williamson Road, Beallsville, Ohio 43716.

Kevin Hughes is the General Manager and Superintendent at the Century Mine. The contact information for Mr. Hughes is as follows:

Kevin Hughes  
General Manger and Superintendent  
American Energy Corporation - Century Mine  
43521 Mayhugh Hill Road  
Township Highway 58  
Beallsville, Ohio 43716  
(740) 926-9152

**Request No. 3:** Provide a list of all mining or related operations that are owned or operated by a subsidiary of your company, including the name, address, and contact information for each facility.

**Response:** American Energy Corporation has no subsidiary companies.

**Request No. 4:** Provide a diagram of the corporate and management structure of your company and each of its subsidiaries. Within this diagram, or in separate description, clearly identify the individual(s)/branch(es)/division(s) responsible for environmental compliance.

**Response:** A diagram of the management structure of American Energy Corporation ("AEC") is contained in the electronic files submitted with this letter. Note that AEC has no subsidiary companies. AEC management is responsible for environmental compliance for AEC's operations. The Environmental Compliance Group of Murray Energy Corporation ("MEC"), along with third party laboratories and consultants, provide support to AEC management in the form of sampling, reporting, tracking and other compliance related services. The diagram reflecting the management structure of AEC also contains a diagram of the organizational structure of MEC's Environmental Compliance Group.

**Request No. 5:** Provide the following information for Century Mine:

**A. Provide the date that mining operations began.**

**Response:** The Century Mine began operations under American Energy Corporation on or about June 1, 2001. However, the Mine had previously been developed and operated by other operators.

**B. Provide the primary Standard Industrial Classification (SIC) code(s).**

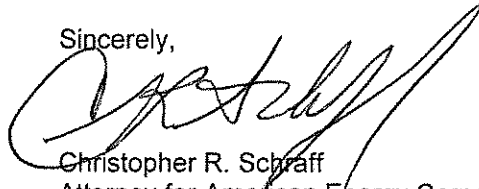
**Response:** The Standard Industrial Classification (SIC) code for the Century Mine is 1222 (Bituminous Coal Underground Mining).

The following individuals assisted in collecting information and preparing the responses to Request Nos. 1, 2, 3, 4, 5A and 5B above:

Farley Wood - Director of Environmental Compliance  
Dave Washinsky - Manager of Compliance  
Chris Van Bever - Assistant General Counsel  
Kathy Bartek - Paralegal

If you have any questions or need additional information, please contact me at your convenience.

Sincerely,



Christopher R. Schraff  
Attorney for American Energy Corporation

CRS:mkd  
Enclosure  
cc: C. Van Bever, Esq.

# American Energy Corporation

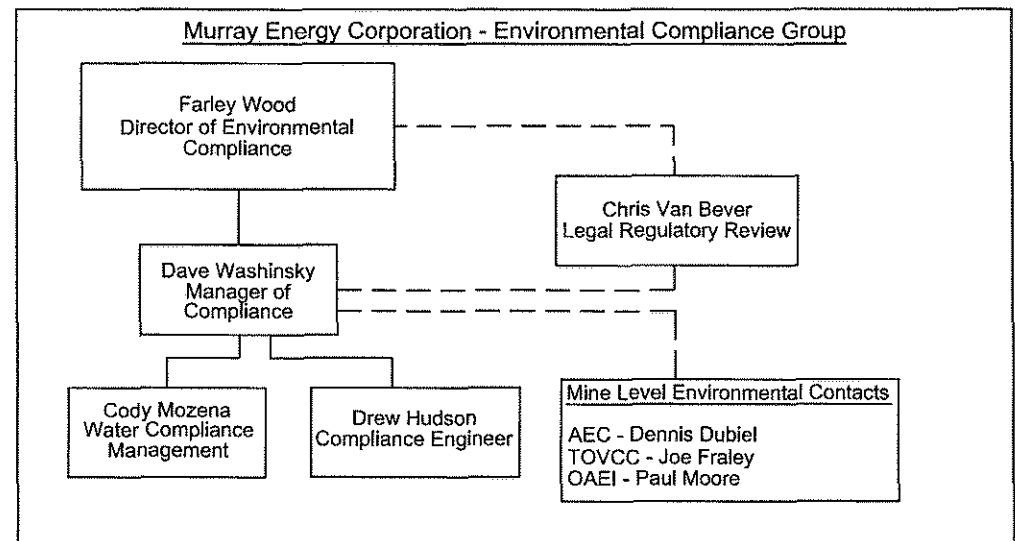
## Organizational Structure

### Management

Robert E. Murray, President  
Michael O. McKown, Secretary  
James R. Turner, Jr., Treasurer  
Robert L. Putsock, Assistant Treasurer  
Kevin R. Hughes, General Manager and Superintendant-Century Mine  
Dennis Dubiel, Engineer

### Environmental Compliance

American Energy Corporation's ("AEC") management is responsible for environmental compliance for all of AEC's operations. The Environmental Compliance Group of Murray Energy Corporation ("MEC"), along with third party laboratories and consultants, provide support to AEC management in the form of sampling, reporting, tracking and other compliance related services. The organizational structure of the MEC Environmental Compliance Group is shown below.



### STATEMENT OF CERTIFICATION

This Statement of Certification is delivered in connection with the April 22, 2011 letter and accompanying documents submitted by American Energy Corporation in response to USEPA's Clean Water Act Section 308 request for information directed to American Energy Corporation – Century Mine, Docket No. V-W-11-308-11. The foregoing responses to USEPA's requests have been prepared by representatives of American Energy Corporation, and I have reviewed these responses. I hereby state that the information contained in or accompanying the submission is true, accurate, and complete to the best of my knowledge, information and belief.

By: K-RH  
Kevin R. Hughes  
American Energy Corporation  
General Manager and Superintendent – Century Mine  
April 22, 2011